



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT:	§	
Timothy Graham Brockwell	§	Group Art Unit: 3727
	§	
SERIAL NO.: 10/727,858	§	Examiner: Robin Annette Hylton
	§	
FILED: December 4, 2003	§	Atty. Docket: FBD-1010USC
	§	
TITLE: "Sample Vial and Vial Closure	§	Confirmation No.: 7915
Device for Use in Gas Analysis	§	
and Method of Using the Same"	§	

MS: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION DATED JULY 19, 2005**

This is in response to the Office Action, dated July 19, 2005 for the above-identified patent application.

**REMARKS**

Claims 1-19 are pending in the application. Claims 1-19 are subject to restriction and/or election requirement.

**ELECTION/RESTRICTIONS**

The examiner has issued a restriction/election requirement and asserts that the application claims are directed to the following patentably distinct species of the claimed invention:

Group I drawn to a closure device having a valve and septum closing an interior of the vial as depicted in figure 1; and